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7 | Attorneys for Plaintiff

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

10 | K.A.,

CASE NO. 2:24-cv-04786

11 Plaintiff,

12 | v.

**PLAINTIFF'S NOTICE OF  
PENDENCY OF OTHER  
ACTIONS OR PROCEEDINGS**

13 MINDGEEK S.A.R.L. a foreign entity;  
14 MG FREESITES LTD, a foreign  
entity; MINDGEEK USA  
15 INCORPORATED, a Delaware  
corporation; MG PREMIUM LTD, a  
foreign entity; MG GLOBAL  
16 ENTERTAINMENT INC., a Delaware  
corporation; 9219-1568 QUEBEC,  
17 INC., a foreign entity; BERND  
BERGMAIR, a foreign individual;  
18 FERAS ANTOON, a foreign  
individual; DAVID TASSILLO, a  
foreign individual; VISA INC., a  
19 Delaware corporation; REDWOOD  
20 CAPITAL MANAGEMENT, LLC, a  
Delaware limited liability company;  
21 REDWOOD DOE FUNDS 1-7;  
COLBECK CAPITAL  
22 MANAGEMENT, LLC, a Delaware  
limited liability company; COLBECK  
23 DOE FUNDS 1-3,

## Defendants.

1 Plaintiff K.A. hereby files this Notice of Pendency of Other Actions or  
2 Proceedings under Central District of California Local Rule 83-1.4.

3 1. This case involves substantially the same subject matter as an action  
4 pending in the United States District Court for the Northern District of Alabama  
5 Western Division brought by Plaintiff Jane Doe #1, on behalf of herself and all  
6 others similarly situated. This action is captioned *Jane Doe #1 et al. v. MG*  
7 *Freesites LTD et al.*, Civil Action No. 7:21-cv-00220-LSC, filed February 11,  
8 2021 and as amended on July 23, 2021 (“Alabama Class Action”).

9 2. Plaintiffs in the Alabama Class Action are represented by the  
10 following counsel:

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4       3. The Alabama Class Action is seeking damages and injunctive relief  
5 against defendants – (i) MG Freesites, Ltd., d/b/a “Pornhub”, a foreign entity, (ii)  
6 MG Freesites II Ltd., a foreign entity, (iii) MindGeek S.A.R.L., a foreign entity,  
7 (iv) MindGeek USA, Incorporated, a Delaware corporation, (v) MG CY Holdings  
8 Ltd., a foreign entity, (vi) MindGeek Content RT Limited, a foreign entity, (vii)  
9 9219-1568 Quebec Inc. d/b/a MindGeek, a foreign entity, and (viii) MG Billing  
10 Ltd., a foreign entity – based on allegations that defendants violated the TVPRA,  
11 specifically 18 U.S.C. §§ 1591 and 1595, among other laws, by financially  
12 benefiting from, or otherwise participating in, a sex trafficking venture in which  
13 plaintiffs and members of the class were victims. Further, plaintiffs allege that the  
14 defendants violated 18 U.S.C. §§ 2252 and 2252A by knowingly receiving,  
15 possessing, and distributing child pornography. On December 19, 2023, the Court  
16 certified the following class under Federal Rules of Civil Procedure 23(b)(2) and  
17 23(b)(3): “All persons who were under the age of 18 when they appeared in a  
18 video or image that has been made available for viewing on any website owned or  
19 operated by Defendants anytime from February 12, 2011, through the present.”  
20 (Dkt. 147., Memorandum of Opinion and Order Granting Plaintiff’s Motion for  
21 Class Certification, *Jane Doe #1 et al. v. MG Freesites LTD et al.*, Civil Action  
22 No. 7:21-cv-00220-LSC (N.D. Ala. 2021)).

23       4. This case involves substantially the same subject matter as an action  
24 pending in the United States District Court for the Central District of California  
25 Southern Division brought by Plaintiff Jane Doe on behalf of herself and all others  
26 similarly situated. This action is captioned *Jane Doe v. MindGeek USA  
27 Incorporated et al.*, Case No. 8:21-cv-00338-WLH-ADS, filed February 19, 2021  
28 and as amended on May 5, 2023 (“California Class Action”).

1       5. Plaintiff in the California Class Action is represented by the following  
2 counsel:

3             Davida P. Brook

4             Emily Kathleen Cronin

5             Halley Wilder Josephs

6             Krysta Kauble Pachman

7             Rohit D Nath

8             Nicholas Nathan Spear

9             Madeline Marie Yzurdiaga

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6. The California Class Action is seeking damages and injunctive relief  
against defendants – (i) MindGeek USA, Incorporated, a Delaware corporation; (ii)  
MindGeek S.A.R.L., a foreign entity; (iii) MG Freesites, Ltd., d/b/a “Pornhub”, a  
foreign entity; (iv) MG Freesites II Ltd., a foreign entity; (v) MindGeek Content  
RT Limited, a foreign entity; and (vi) 9219-1568 Quebec Inc. d/b/a MindGeek, a  
foreign entity – based on allegations that defendants violated the TVPRA,  
specifically 18 U.S.C. §§ 1591 and 1595, among other laws, by financially  
benefiting from, or otherwise participating in, a sex trafficking venture in which  
plaintiff and members of the class were victims. Further, plaintiffs allege that the  
defendants violated 18 U.S.C. §§ 2252A and 2255 by knowingly receiving,  
possessing, and distributing child pornography. Plaintiff also asserts state statutory  
and common law violations. On November 17, 2023, the Court granted Plaintiff’s  
Motion for Class Certification and certified under both Federal Rules of Civil  
Procedure 23(b)(2) and 23(b)(3) two classes. (Dkt. 209, Order Granting Plaintiff’s  
Motion for Class Certification, *Jane Doe v. MindGeek USA Incorporated et al.*,

1 Case No. 8:21-cv-00338-WLH-ADS (C.D. Cal. 2021).) The Court first certified a  
2 national class including “all persons who were under the age of 18 when they  
3 appeared in a video or image that has been uploaded or otherwise made available  
4 for viewing on any website owned or operated by Defendants in the last ten years.”  
5 (Dkt. 107 at 44, ¶ 154.) The Court next certified a subclass of “all persons residing  
6 in California who were under the age of 18 when they appeared in a video or  
7 image that has been uploaded or otherwise made available for viewing on any  
8 website owned or operated by Defendants in the last ten years.” (*Id.* at ¶ 155.)

9       7. This case involves substantially the same subject matter as an action  
10 pending in the United States District Court for the Central District of California  
11 brought by Plaintiff Serena Fleites. This action is captioned *Serena Fleites v.*  
12 *MindGeek S.a.r.l. et al.*, Case No. 2:21-cv-4920, filed June 17, 2021 and as  
13 amended on May 23, 2024 (“California Action”).

14       8. Plaintiff in the California Action is represented by the following  
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9.       Plaintiff in the California Action is seeking damages and injunctive  
9 relief against defendants – (i) MindGeek S.a.r.l., (ii) MG Freesites, Ltd. d/b/a  
10 Pornhub (“Pornhub”), (iii) MindGeek USA Incorporated (“MindGeek USA”), MG  
11 Premium Ltd., (iv) MG Global Entertainment, Inc., and (v) 9219-1568 Quebec,  
12 Inc. (collectively “MindGeek”); (vi) Bernd Bergmair, (vii) Feras Antoon, and (viii)  
13 David Tassillo (Bergmair, together with Antoon and Tassillo, the “Individual  
14 Defendants,” and together with MindGeek, the “MindGeek Defendants”); (ix) Visa  
15 Inc. (“Visa”); (x) Redwood Capital Management, LLC, (xi) Redwood Master  
16 Fund, LTD, (xii) Redwood Opportunity Master Fund, Ltd., (xiii) Manuel 2018,  
17 LLC, (xiv) Gingogerum, LLC, and (xv) White-Hathaway Opportunity Fund, LLC  
18 (collectively, “Redwood”); (xvi) Colbeck Capital Management, LLC, (xvii) CB  
19 Media Ventures LLC, (xviii) CB Agency Services, LLC, and (xix) CB  
20 Participations SPV, LLC (collectively “Colbeck”) (Colbeck, together with the  
21 MindGeek Defendants, Visa, and Redwood, “defendants”) – for sex trafficking and  
22 conspiracy to benefit from a trafficking venture in violation of 18 U.S.C. §§ 1591,  
23 1594, and 1595, for receipt, transport, and possession of child pornography in  
24 violation of 18 U.S.C. §§ 2252, 2252A, and 2255, and state statutory and common  
25 law violations.

26  
27  
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1 DATED: June 7, 2024

Respectfully submitted,

2 BROWN RUDNICK LLP

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4 By: /s/ Michael J. Bowe

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6 (pro hac vice application forthcoming)

7 Lauren Tabaksblat

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Attorneys for Plaintiff